

Message Text

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INFO OCT-01 AF-08 EUR-12 IO-13 ISO-00 CAB-05 CIAE-00

COME-00 DODE-00 DOTE-00 EB-07 INR-07 NSAE-00 FAA-00

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FAA:JBARRIAGE (SUBS)

NOAA:DHUNT (SUBS)

DOD:KRUGGLES (SUBS)

EPA:PFULLER (SUBS)

NASA:JCLAPP (SUBS)

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TO AMEMBASSY PARIS IMMEDIATE

INFO AMEMBASSY LONDON IMMEDIATE

AMEMBASSY BRUSSELS IMMEDIATE

AMEMBASSY NAIROBI IMMEDIATE

USMISSION GENEVA IMMEDIATE

USMISSION USUN NEW YORK IMMEDIATE

UNCLAS STATE 100524

E.O. 11652: N/A

TAGS: SENV, FR, UK

SUBJECT: TRIPARTITE AGREEMENT ON STRATOSPHERIC OZONE
MONITORING

REF: PARIS 11355

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1. FULL TEXT OF PROPOSED TRIPARTITE AGREEMENT CONTAINING
REVISIONS DESIRED BY USG IS TRANSMITTED HEREIN. REQUESTED
MODIFICATIONS, WHICH RESULT FROM INTENSIVE INTERAGENCY
REVIEW INVOLVING FAA, NOAA, NASA, EPA AND DOD, HAVE BEEN

PLACED IN PARENTHESIS FOR EASY IDENTIFICATION. SAME AGENCIES NOW WORKING ON MEMORANDUM OF UNDERSTANDING REQUIRED TO IMPLEMENT THE AGREEMENT.

2. DEPARTMENT CONCERNED THAT TIME REQUIRED FOR COUNTRIES TO CONSIDER AND AGREE ON EACH OTHER'S SUGGESTIONS, PLUS NEED TO AUTHENTICATE TEXTS PRIOR TO CONCLUSION OF AGREEMENT, MAY MAKE MAY 4 TARGET FOR SIGNATURE IMPRACTICAL. HOWEVER, WE WILL CONTINUE BEST EFFORTS TO MEET THAT DATE AND URGE OTHER INVOLVED PARTIES TO DO SAME. WOULD APPEAR THAT GOVERNMENTS MUST HAVE AGREED TEXT IN HAND BY MAY 1 (NEXT SATURDAY) IF TARGET DATE CAN BE MET.

3. USG REVISIONS ARE IN LARGE PART STYLISTIC AND EDITORIAL IN NATURE. IN ADDITION, BELIEVE IT IS IMPORTANT TO MAKE EXPLICIT RECOGNITION THAT AGREEMENT CANNOT PROVIDE INFORMATION THAT CAN CONTRIBUTE MEANINGFULLY TO SIXTEEN-MONTH CONCORDE DEMONSTRATION EXPERIMENT. THUS PARAGRAPH 4 OF PREAMBLE OF PARIS DRAFT HAS BEEN EXPANDED INTO TWO NEW PARAGRAPHS WHICH ARE INSERTED AFTER PARAGRAPHS 1 AND 2 OF EARLIER VERSION. FURTHER, TECHNICAL AGENCIES BELIEVE IT IMPORTANT THAT AGREEMENT NOT BE CONSTRUED AS EXCLUSIVE FOCUS ON OZONE MONITORING. HENCE, PARAGRAPHS 3 AND 5 OF PARIS TEXT, AND ARTICLES II AND IV, HAVE BEEN MODIFIED TO INDICATE THAT INTENT IS TO ADDRESS RANGE OF IMPORTANT STRATOSPHERIC CONSTITUENTS, INCLUDING OZONE. AT THE END OF ARTICLE VI, BELIEVE THAT REFERENCE TO QUOTE ESTABLISHMENT OF REGULATORY MEASURES UNQUOTE CONFUSING IN THIS CONTEXT, SINCE SUCH MEASURES ARE PREROGATIVE OF INDIVIDUAL COUNTRIES. IN ARTICLE X, INTENT IN ADDING FINAL CLAUSE IS TO INDICATE THAT AGREEMENT WILL NOT PREJUDICE EXISTING OR FUTURE AGENCY TO AGENCY TECHNICAL ARRANGEMENTS. PROPOSED NEW LANGUAGE IN ARTICLE XIII IS TO INDICATE THAT AGREEMENT WILL TERMINATE AFTER ANY ONE OF THE THREE PARTIES SO DESIRES. FINALLY, COPY OF FINAL AGREEMENT FOR U.S. SHOULD HAVE UNITED STATES LISTED AS FIRST OF THE THREE UNCLASSIFIED

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COUNTRIES IN APPROPRIATE LOCATIONS IN PREAMBLE AS WELL AS IN SIGNATURE BLOCK AT END OF DOCUMENT.

4. FULL TEXT, WITH U.S. REVISIONS IN PARENTHESIS, AS FOLLOWS:

AGREEMENT BETWEEN THE (GOVERNMENT OF THE UNITED STATES OF AMERICA, THE) GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND, AND THE GOVERNMENT OF THE FRENCH REPUBLIC REGARDING MONITORING OF THE STRATOSPHERE

THE (GOVERNMENT OF THE UNITED STATES OF AMERICA, THE) GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND, AND THE GOVERNMENT OF THE FRENCH REPUB-

LIC:

CONSCIOUS OF CONCERN OVER THE POTENTIAL IMPACT OF MAN'S
ACTIVITIES ON THE EARTH'S STRATOSPHERE,

RECOGNIZING THAT THE ACCURATE ASSESSMENT AND PREDICTION OF
SUCH IMPACTS WILL REQUIRE A BETTER UNDERSTANDING OF THE
UPPER ATMOSPHERE,

(AWARE THAT DATA WHICH CAN BE COLLECTED IN THE NEAR TERM IS
EXPECTED TO BE INSUFFICIENT TO ESTABLISH UNEQUIVOCALLY THE
EFFECT OR LACK OF EFFECT OF SPECIFIC MAN-MADE ACTIVITIES
ON THE STRATOSPHERE,)

(RECOGNIZING, THEREFORE, THAT IT IS ESSENTIAL TO PROCEED
EXPEDITIOUSLY WITH THE LONG-TERM EFFORT TO BUILD THE
KNOWLEDGE BASE REQUIRED TO ACCURATELY PREDICT AND QUANTIFY
THE IMPACT OF POTENTIAL STRATOSPHERIC MODIFIERS, SUCH AS
AVIATION EMISSIONS AND OTHER CHEMICALS,)

3ELIEVING THAT AN IMPROVED CAPACITY TO MEASURE AND MONITOR
(STRATOSPHERIC CONSTITUENTS, INCLUDING POTENTIAL POLLUTANTS
AND OZONE, IS ESSENTIAL TO ACHIEVING THIS OBJECTIVE,)

BEARING IN MIND THE DIVERSITY OF NATIONAL AND INTERNATIONAL
ACTIVITIES ALREADY BEING CARRIED OUT TO ASSESS STRATO-
SPHERIC (POLLUTANTS AND) OZONE CONCENTRATIONS, AS WELL AS
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THE NEW INTERNATIONAL PROGRAMS BEING CONSIDERED BY THE
WORLD METEOROLOGICAL ORGANIZATION ("WHO" AND THE UNITED
NATIONS ENVIRONMENT PROGRAMME "UNEP",) AND

DESIRING TO FOSTER AN ACCELERATION OF THE WORLDWIDE EFFORT
TO UNDERSTAND BETTER THE BEHAVIOR OF THE STRATOSPHERE, AND
THE OZONE LAYER IN PARTICULAR, AND TO DEMONSTRATE THE
FEASIBILITY AND UTILITY OF COLLABORATIVE INTERNATIONAL
ACTION IN THIS REGARD,

HAVE AGREED AS FOLLOWS:

ARTICLE I. THE THREE GOVERNMENTS AGREE TO PURSUE, AS THE
BROAD OBJECTIVE OF THIS AGREEMENT, MEASURES DESIGNED TO
INCREASE THE UNDERSTANDING OF THE STRATOSPHERE, AND IN
PARTICULAR TO COOPERATE TOWARDS THE ESTABLISHMENT OF A
STRENGTHENED GLOBAL STRATOSPHERIC OZONE MONITORING CAPA-
BILITY.

ARTICLE II. THE THREE GOVERNMENTS SHALL SEEK WAYS TO
IMPROVE THE COLLECTION AND ACCELERATE THE PROCESSING,
EXCHANGE AND ANALYSIS OF (STRATOSPHERIC DATA, WORKING BOTH
INDIVIDUALLY AND IN CONCERT.) AMONG THE STEPS TO BE

(STUDIED) ARE:

- 1) CONTINUING AND (EXPANDING DATA) COLLECTION FROM GROUND STATIONS AND FROM INSTRUMENTS ON SATELLITES, BALLOONS, ROCKETS AND HIGH ALTITUDE AIRCRAFT, INCLUDING CONCORDE;
 - 2) EXCHANGING AND INTERPRETING (RELEVANT) DATA ACQUIRED BY VARIOUS METHODS, AND UNDERTAKING INTERCOMPARISON STUDIES TO IDENTIFY POSSIBILITIES FOR IMPROVING THE TECHNIQUES USED FOR (BOTH DATA) ACQUISITION AND ANALYSIS;
 - 3) INITIATING AN ANALYSIS OF THE SUITABILITY OF THE DESIGN, OPERATION AND OVERALL INTEGRATION OF EXISTING AND (PLANNED MONITORING) SYSTEMS FOR THE DETECTION OF LONG-TERM TRENDS AND FLUCTUATIONS IN HEMISPHERIC AND GLOBAL OZONE LEVELS, AND RECOMMENDING APPROPRIATE MODIFICATIONS OF THESE SYSTEMS. (THE ANALYSIS SHOULD TAKE INTO ACCOUNT RELATED WORK UNDER WAY OR PLANNED BY INTERNATIONAL ORGANI-
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ZATIONS AND OTHER GOVERNMENTS, AND THE RESULTS SHOULD BE COMMUNICATED TO THEM.)

ARTICLE III. THE THREE GOVERNMENTS AGREE TO INCREASE THE EXCHANGE OF INFORMATION (CONCERNING) STRATOSPHERIC RESEARCH AND ANALYSIS PROGRAMS AND PROJECTS UNDER WAY OR PLANNED IN THE THREE COUNTRIES, AND TO PURSUE OPPORTUNITIES FOR EXPANDED COORDINATION AND COLLABORATION. (PARTICULAR ATTENTION SHALL BE PAID TO AVIATION-RELATED ACTIVITIES INCLUDING, INTER ALIA, THE HIGH ALTITUDE POLLUTION PROGRAM (HAPP) OF THE FEDERAL AVIATION ADMINISTRATION AS WELL AS RELEVANT WORK OF THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION, NATIONAL AERONAUTICS AND SPACE ADMINISTRATION, AND THE ENVIRONMENTAL PROTECTION AGENCY IN THE UNITED STATES;) THE ACTIVITIES OF THE COMITE SUR LES CONSEQUENCES DES VOLS STRATOSPHERIQUES (COVOS) AND OF THE DELEGATION GENERALE A LA RECHERCHE SCIENTIFIQUE ET TECHNIQUE (CDGRST) IN REGARD TO THE STRATOSPHERE IN FRANCE; AND RELEVANT RESEARCH OF THE DEPARTMENT OF THE ENVIRONMENT IN THE UNITED KINGDOM.

ARTICLE IV. THE THREE GOVERNMENTS AGREE TO CONTINUE COOPERATIVE RESEARCH ACTIVITIES ALREADY UNDERWAY OR BEING DESIGNED TO (FURTHER THE UNDERSTANDING OF) THE COMPOSITION AND BEHAVIOR OF THE STRATOSPHERE, TO FACILITATE THE EXCHANGE OF DATA (FOR STUDY) BY SCIENTISTS IN THE THREE COUNTRIES, AND TO EXAMINE THE PRACTICALITY AND UTILITY OF INITIATING ADDITIONAL COOPERATIVE RESEARCH. PARTICULAR CONSIDERATION SHALL BE GIVEN TO THE MEASUREMENT OF (OZONE, NITROGEN OXIDES, WATER VAPOR, FLUOROCARBONS, HALOCARBONS AND OTHER IMPORTANT STRATOSPHERIC CONSTITUENTS;) THE NEED FOR IMPROVEMENTS IN EXISTING ANALYTICAL TECHNIQUES AND

INSTRUMENTATION; AND UTILIZATION OF NEW APPROACHES TO DATA COLLECTION.

ARTICLE V. THE THREE GOVERNMENTS AGREE TO CONTINUE TO SUPPORT AND PARTICIPATE IN THE WORK PROGRAMS OF THE WMO BY, INTER ALIA, MAINTAINING AND EXPANDING AS APPROPRIATE AND FEASIBLE EXISTING (NATIONAL) OZONE MONITORING ACTIVITIES AND REPORTING THE APPROPRIATE RESULTS PROMPTLY TO THE WMO OZONE DATA COLLECTION CENTER IN CANADA.

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ARTICLE VI. THE THREE GOVERNMENTS SHALL REQUEST THE UNEP TO CATALYZE AND COORDINATE ON A WORLDWIDE BASIS A BROADLY-BASED WORK PROGRAM ON THE PROBLEMS OF PROTECTION OF THE STRATOSPHERE. THE THREE GOVERNMENTS SHALL ENDEAVOR TO (ASSURE) THAT SUCH A PROGRAM (WILL) INTEGRATE ONGOING (FUTURE) EFFORTS ON UN AGENCIES SUCH AS THE WMO, THE WORLD HEALTH ORGANIZATION AND THE FOOD AND AGRICULTURE ORGANIZATION WITH THE RESEARCH AND ANALYSIS BEING CARRIED OUT BY GOVERNMENTS AND IDENTIFY (SPECIFIC AREAS REQUIRING) ADDITIONAL WORK; AND THAT PARTICULAR ATTENTION (WILL) BE GIVEN TO THE AREA OF BIOLOGICAL AND CLIMATIC IMPACTS OF OZONE CHANGES (TO FACILITATE) THE DEVELOPMENT OF APPROPRIATE (INTERNATIONAL STANDARDS THAT MAY BE DEEMED NECESSARY.)

ARTICLE VII. THE THREE GOVERNMENTS AGREE TO ENCOURAGE THE INTERNATIONAL CIVIL AVIATION ORGANIZATION TO UNDERTAKE AN EVALUATION OF THE SCIENTIFIC BASIS (FOR AND FEASIBILITY OF DEVELOPING INTERNATIONAL STANDARDS FOR THE CONTROL OF) STRATOSPHERIC POLLUTION CAUSED BY CIVIL AVIATION AND TO MAKE APPROPRIATE RECOMMENDATIONS.

THE THREE GOVERNMENTS ALSO AGREE TO (ENCOURAGE OTHER APPROPRIATE INTERNATIONAL ORGANIZATIONS TO UNDERTAKE SIMILAR EFFORTS WITH RESPECT TO) OTHER POTENTIAL SOURCES OF STRATOSPHERIC POLLUTION.

ARTICLE VIII. FOR PURPOSES OF REVIEWING PROGRESS MADE IN THE IMPLEMENTATION OF ACTIVITIES INITIATED OR CONTINUED IN ACCORDANCE WITH THIS AGREEMENT, AND TO CARRY OUT FURTHER PLANNING OF COOPERATIVE STUDIES, RESEARCH AND RELATED ACTIVITIES, THE THREE GOVERNMENTS SHALL ARRANGE FOR PERIODIC CONSULTATIONS WHICH MAY INCLUDE (, INTER ALIA,) MEETINGS OF POLICY PLANNERS OR TECHNICAL EXPERTS.

ARTICLE IX. REPORTS OF PROGRESS MADE AND DATA OBTAINED UNDER THIS AGREEMENT SHALL BE EXCHANGED EACH SIX MONTHS BY THE THREE GOVERNMENTS. IN PLACE OF SUCH REPORTS AT THE END OF ONE YEAR (FOLLOWING) SIGNATURE OF THIS AGREEMENT, THE THREE GOVERNMENTS SHALL PREPARE A TRIPARTITE REPORT

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DESCRIBING ACCOMPLISHMENTS ACHIEVED ().

ARTICLE X. NOTHING IN THIS AGREEMENT SHALL BE CONSTRUED TO PREJUDICE OTHER (EXISTING OR FUTURE ARRANGEMENTS FOR COOPERATION AMONG THE THREE GOVERNMENTS OR THEIR RESPECTIVE AGENCIES.)

ARTICLE XI. ACTIVITIES UNDER THIS AGREEMENT SHALL BE SUBJECT TO BUDGETARY APPROPRIATIONS AND TO THE APPLICABLE LAWS AND REGULATIONS (OF) EACH COUNTRY.

ARTICLE XII. TWO YEARS AFTER SIGNATURE OF THIS AGREEMENT, THE THREE GOVERNMENTS SHALL REVIEW (THE AGREEMENT) AND THE ACTIONS TAKEN UNDER IT AND SHALL MAKE ANY NECESSARY MODIFICATIONS ().

ARTICLE XIII. 1) THIS AGREEMENT SHALL ENTER INTO FORCE UPON SIGNATURE (BY THE THREE GOVERNMENTS AND REMAIN IN FORCE FOR FIVE YEARS THEREAFTER.)

HOWEVER, ANY GOVERNMENT MAY AT ANY TIME GIVE NOTICE TO THE OTHER GOVERNMENTS OF ITS INTENTION TO (WITHDRAW FROM) THIS AGREEMENT, IN WHICH CASE (THE AGREEMENT) SHALL TERMINATE SIX MONTHS AFTER SUCH NOTICE HAS BEEN GIVEN.

2) THIS AGREEMENT MAY BE EXTENDED BY AGREEMENT (OF THE THREE GOVERNMENTS) FOR A FURTHER SPECIFIED PERIOD.

IN WITNESS WHEREOF THE UNDERSIGNED, BEING DULY AUTHORIZED THERETO BY THEIR RESPECTIVE GOVERNMENTS, HAVE SIGNED THE PRESENT AGREEMENT.

DONE IN THREE COPIES AT THIS DAY OF 1976
IN THE ENGLISH AND FRENCH LANGUAGES, BOTH TEXTS BEING
EQUALLY AUTHENTIC.

(FOR THE GOVERNMENT OF THE UNITED STATES OF AMERICA)

FOR THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN
AND NORTHERN IRELAND

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FOR THE GOVERNMENT OF THE FRENCH REPUBLIC. SISCO

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Message Attributes

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